

AN ORDINANCE **9 6 6 7 3**

AUTHORIZING THE EXECUTION OF AN INTERIM CONTRACT FOR GARBAGE DISPOSAL SERVICES WITH TEXAS DISPOSAL SYSTEMS, INC. FOR THE PERIOD OF NOVEMBER 1, 2002 THROUGH DECEMBER 31, 2002, AT AN ESTIMATED COST OF \$65,000.00, TO PROVIDE FOR THE HEALTH AND SAFETY OF THE PUBLIC WHILE PROVIDING TIME TO REBID A CONTRACT FOR THESE SERVICES, AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

* * * * *

WHEREAS, through Ordinance No. 88418, passed and approved on September 10, 1998, City Council authorized the execution of a Contract for garbage disposal services with Texas Disposal Systems, Inc.; and

WHEREAS, the current contract with Texas Disposal Systems, Inc. expires on October 31, 2002; and

WHEREAS, the City of San Antonio ("City") intends to solicit offers for a new contract by issuing an Invitation for Bids; and

WHEREAS, the City desires to enter into a new contract with Texas Disposal Systems, Inc. for the interim period until a new contract can be secured in response to the Invitation for Bids; and

WHEREAS, this contract will include providing and maintaining various types and sizes of containers, removal of waste in accordance with specified schedules, and disposal at authorized landfills; and

WHEREAS, this contract will begin November 1, 2002 and will terminate December 31, 2002, for an estimated cost of \$65,000.00; and

WHEREAS, this contract may be renewed beyond the term for an additional successive thirty (30) day period on the same terms and conditions and upon mutual consent of City and Contractor, if needed to allow City time to finalize a contract for these services; and

WHEREAS, the Local Government Code §252.022(a)(2) provides for procurements that are necessary to preserve and protect the public health and safety, and may be handled without the formal bid process; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

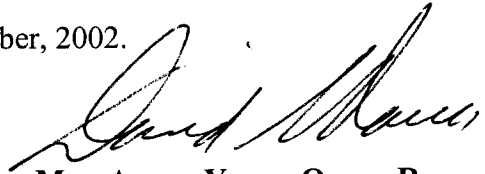
SECTION 1. The City Manager or her designee is authorized to execute a contract with Texas Disposal Systems, Inc. to provide the City of San Antonio with garbage disposal services for an estimated cost of approximately \$65,000.00. The term of the contract is from November 1, 2002

through December 31, 2002. Thereafter, said contract is authorized to be renewed and extended under the same terms and conditions for an additional successive thirty (30) day period upon mutual consent of City and Contractor, if needed to allow City time to finalize a contract for these services. In the event the parties agree to renew and extend, the Director of Purchasing is hereby authorized to execute any documentation necessary to effect said renewals. A copy of the contract is attached hereto as Attachment "A" and incorporated herein for all purposes.

SECTION 2. Funding will not be expended by this ordinance. The approval of the contract specified in this ordinance is expressly contingent upon an annual appropriation of funds.

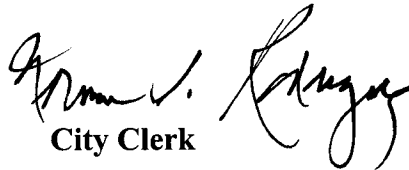
SECTION 3. Continued garbage disposal services are necessary for the preservation of public health and safety, and therefore an emergency is hereby declared. Upon the affirmative vote of at least eight members of the City Council, this Ordinance shall take effect immediately upon passage; otherwise, this ordinance will take effect ten days from the date of passage hereof.

PASSED AND APPROVED this 31st day of October, 2002.



M A Y O R P R O T E M

ATTEST:


City Clerk

APPROVED AS TO FORM:


City Attorney